IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.07.2006

C O R A M

THE HONOURABLE MR. JUSTICE P.SATHASIVAM

WRIT PETITION NO.16858 of 2004
& WPMP No.19966 of 2004

J.Vembarasi ... Petitioner

vs.

Turaiyur Municipality, rep.
by the Commissioner,
Turaiyur Municipality,
Turaiyur-621 010. ..Respondent

Petition under Article 226 of The Constitution of India to issue a Writ of Certiorarified Mandamus to call for the records on the file of the respondent in connection with the order of suspension passed by him in ROC No.2240/04/H1 dated 12.04.2004, quash the same and direct the respondent to reinstate the petitioner in service with all monetary and service benefits.

For petitioner ... Mr.R.Singaravelan
For Respondent ... Mr.R.kannappan

O R D E R

By consent of both parties, the main writ petition itself is taken up for disposal.

2. It is brought to the notice of this Court that based on the criminal proceedings, the respondent-Municipality has suspended the petitioner and thereafter, the criminal proceeding ended in a compromise and as on date, no proceedings are pending before the Criminal Court.

3. Taking note of the said aspect, I am of the view that there is no need to continue the suspension order dated 12.04.2004 passed by the respondent. The said order is set aside. The respondent is free to continue the enquiry, if they so desire, in accordance with law.

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4. The writ petition is allowed. No costs. WPMP No.19966 of 2004 is closed.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

raa

To

The Commissioner,
Turaiyur Municipality,
Turaiyur-621 010.

+1cc to Mr.R.Kanniappan, Advocate Sr 29037
+1cc to to Mr.R.Singaravelan, Advocate Sr 28889

TEJ (CO)
km/12.7.

W.P.NO.16858 of 2004

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